

# HOMER BONNER JACOBS

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September 15, 2014

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## Via ECF Filing

Hon. Mark Falk  
United States District Court  
for the District of New Jersey  
1 Federal Square, Room 457  
Newark, New Jersey 07101

Re: *Nancy Ellithy v. Healthcare Training Institute, Inc., et al.*,  
Civil Action No. 2:12-cv-06209-CCC-JAD

Dear Magistrate-Judge Falk:

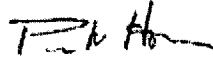
The undersigned, along with local counsel Joseph DeFuria of Gaccione Pomaco, PC, represent defendants Healthcare Training Institute, Inc., Bashir Mohammad, M.D., and Joy Crowley (collectively "Defendants"). The Court recently scheduled a telephone status conference in this case for Tuesday, September 23, 2014, at 3:00 p.m. [D.E. #58]. Unfortunately, the undersigned (Defendants' lead counsel) will be in a previously scheduled in-person arbitration hearing before the Financial Industry Regulatory Authority ("FINRA") from September 23 through and including September 26, 2014. *See* email from FINRA attached hereto as Exhibit A. As a result, Defendants respectfully request that the hearing be continued by one week.

Plaintiff's counsel, Leslie Farber, has advised that she is agreeable to the continuance, and that she too has a scheduling conflict.

Thank you for your attention to this matter.

Hon. Mark Falk, U.S.M.J.  
September 15, 2014  
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Respectfully submitted,

A handwritten signature in black ink, appearing to read "Peter W. Homer".

Peter W. Homer (*pro hac vice*)

E-mail: [phomer@homerbonner.com](mailto:phomer@homerbonner.com)

cc: Joseph DeFuria, Esq. (via ECF and e-mail)  
Leslie A. Farber, Esq. (via ECF and e-mail)  
Jeffrey J. Antonelli, Esq. (via ECF and e-mail)

**From:** Hart, Janet [mailto:Janet.Hart@finra.org]  
**Sent:** Wednesday, August 20, 2014 10:08 AM  
**To:** Gregory Trask; Peter Homer; [scd@acallforjustice.com](mailto:scd@acallforjustice.com)  
**Subject:** 11-04237 James W. Mahan vs. Bank of America, N.A. and Banc of America Investment Services, Inc.



TO: Sean C. Domnick, Esq.  
Peter W. Homer, Esq.  
Gregory J Trask, Esq.  
Shobha Nagaprasanna  
Jonathan Parker  
Jeffrey Roth

From: Janet Hart  
Logistical Assistant

Subject: FINRA Dispute Resolution Arbitration Number 11-04237 James W. Mahan vs. Bank of America, N.A. and Banc of America Investment Services, Inc.

Date: August 20, 2014

This letter is to confirm that the next hearing session in the above-captioned matter will be held on:

**September 23, 2014 at 09:30 AM Eastern Time Zone**

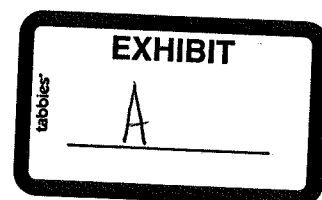
**At**

**Regus, 801 Brickell Avenue, 9th Floor  
One Brickell Square  
Miami, FL 33131  
305-372-0220**

Additional hearing session(s) are scheduled on:  
September 24, 2014, September 25, 2014, September 26, 2014.

If you have any questions, please do not hesitate to contact me at 561-362-7910 or by email at [Janet.Hart@finra.org](mailto:Janet.Hart@finra.org).

JEH:jeh:LC03A idr: 06/16/2014



RECIPIENTS:

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Beach Gardens, FL 33418  
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On Behalf Of: Banc of America Investment Services, Inc

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On Behalf Of: Bank of America, N.A.

Shobha Nagaprasanna

Jonathan Parker

Jeffrey Roth

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